



UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/910,425	07/20/2001	James V. Tietz	55579USA2B

CONFIRMATION NO. 4868

FORMALITIES LETTER



\*OC000000006433623\*

KAGAN BINDER, PLLC  
Intellectual Property Attorneys  
Maple Island Building, Suite 200  
221 Main Street North  
Stillwater, MN 55082

Date Mailed: 08/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- Drawings must be reasonably free from erasures and must be free from alterations, overwritings, interlineations, folds, and copy marks.

*A copy of this notice **MUST** be returned with the reply.*

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ORIGINALLY FILED

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



*See attached*  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James V. Tietz  
Serial No. 09/910,425  
Filed: July 20, 2001  
For: FIXED ABRASIVE ARTICLES

Examiner:  
Group Art Unit: 3723  
Docket No. 55579USA2B

Commissioner for Patents  
Washington, D.C. 20231

I CERTIFY THAT ON Nov 5, 2001, THIS PAPER  
IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST  
CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE COMMISSIONER  
FOR PATENTS, WASHINGTON, D.C. 20231.

Paula J. Breedon  
PAULA J. BREEDON

**TRANSMITTAL LETTER**

Dear Sir:

Enclosed herewith are the following documents:

- Request for Extension of Time
- A copy of the "Notice to File Missing Parts of Nonprovisional Application
- Preliminary Amendment
- Three (3) sheets of substitute formal drawings in compliance with 37 CFR 1.84
- Return Postcard
- Check in the amount of \$850.00 to cover the following fees:

Filing Fee	\$740.00
One Month Extension Fee	<u>110.00</u>
Total	\$850.00

Applicant believes that no late declaration surcharge is due because the declaration was submitted with the application on July 20, 2001 (see attached copies of the Transmittal of Continuing Patent Application, Declaration, and Return Postcard).

If additional fees are required, please charge them to Kagan Binder Deposit Account No. 50-1775 and notify us of the same.

Respectfully Submitted,

D. C. Schulte

Daniel C. Schulte. No. 40,160  
Kagan Binder, PLLC  
Suite 200, Maple Island Building  
221 Main Street North  
Stillwater, MN 55082  
Phone: 651-275-9806  
Facsimile: 651-351-2954

Dated: 10/05/01

#1777

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**KAGAN BINDER, PLLC**

Intellectual Property Attorneys  
Suite 200, Maple Island Building  
221 Main Street North  
Stillwater, Minnesota 55082  
651/351-2900

**PATENT**

Docket No.

55579USA2B

**Transmittal of Continuing Patent Application - Rule 1.53(b)**

Box: Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Anticipated Classification

Pursuant to 37 CFR 1.53(b), please file a

continuation  
 continuation-in-part  
 divisional

application of pending prior Application No. 09/563,628, filed on May 2, 2000.

Inventor(s): James V. Tietz

Title: FIXED ABRASIVE ARTICLES

1.  Enclosed is a copy of the oath or declaration filed in the prior application.
2.  Enclosed is a newly executed oath or declaration.
3.  Enclosed is a copy of the specification as filed in the prior application.
4.  Enclosed is a new specification. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
5.  Please amend the specification by inserting before the first line the sentence:  
This is a continuation-in-part of Application No. 09/563,628 filed May 2, 2000.
6.  Please cancel claims \_\_\_\_\_.
7.  A preliminary amendment is enclosed.
8.  Nineteen (19) sheet(s) of drawings is/are enclosed.
9.  This application is being filed by less than all the inventors named in the prior application. Please delete the names of the following person(s) who are not inventors of the invention being claimed in this application: Shijian Li, Manoocher Birang, John M. White, Lawrence M. Rosenberg, Marty Scales, and Ramin Emami

The fee for filing the application is computed as follows:

Claims As Filed, After Accounting For Any Claims Canceled Or Added In Paragraphs 6 Or 7 Above				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$710
Total Claims	18 -20 =	---	x \$18.	\$---
Independent Claims	2 -3 =	---	x \$80.	\$---
Additional fee for filing one or more multiple dependent claims			\$270.	\$---
Total Filing Fee Due →			\$710.00	

10.  The fee payment is not enclosed and will not be paid at this time. The fees will be paid with a Response to a Notice to File Missing Parts.

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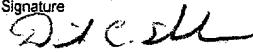
Transmittal of Continuing Application - Rule 1.53(b)  
(cont.)

Docket No. 55579USA2B

11.  An assignment is  enclosed or  of record in prior application.  
12.  A power of attorney is  enclosed or  of record in prior application.  
13.  Enclosed is a return receipt postcard.  
14.  Other

Respectfully submitted,

Registration Number 40,160	Telephone Number 651-351-2900
Date July 20, 2001	

Signature 
Print Name Daniel C. Schulte

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**Certificate of Express Mailing**

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Pursuant to 37 CFR 1.10 I certify that this application is being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Commissioner for Patents, Washington, D.C. 20231.

Express Mail Mailing Label No. <b>EL821302326US</b>	Signature of Person Mailing Application 
Date of Deposit <b>July 20, 2001</b>	Printed Name of Person Mailing Application <b>Paula J. Breeden</b>